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Paper No. 8

In re Application of :
Paul R. Dansreau *et al* : DECISION ON PETITION
Application No. 09/576,269 :
Filed: May 22, 2000 :
Attorney Docket No. PC11680A-US :


This is a decision on the petition filed on August 6, 2002 by which petitioners request withdrawal of the holding that this application stands abandoned for failure to file a reply to the Office letter dated January 2, 2002. No fee is required for the petition.

The petition is granted.

Petitioners allege that this application is not in fact abandoned because a reply to the Office letter was in fact filed on January 26, 2002 and that the reply was timely by reason of the fact that the reply had affixed thereto a 37 CFR 1.8(a) certificate of mailing dated October 18, 2001.

It is clear from the above showing that this application was not abandoned. See, in particular, 37 CFR 1.8(b). Accordingly, the Notice of Abandonment is hereby vacated, the holding of abandonment is withdrawn, and the application is restored to pending status. The application is being forwarded to the examiner for action on the reply filed on January 26, 2002, certificate of mailing date October 18, 2002.

PETITION GRANTED.


E. Rollins-Cross, Director, Patent
Examining Groups 3710 and 3720

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